FOLEY & LANDNER LLP

ATTORNEYS AT LAW

11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92130
P.O. BOX 80278
SAN DIEGO, CA 92138-0278
TELEPHONE: B58.847.6700
FACSIMILE: 858.792.6773

FACSIMILE TRANSMISSION

WWW.FOLEY.COM

Total # of Pages 4 (including this page)

TO:	PHONE #:	FAX #:
United States Patent and Trademark Office Mail Stop AMENDMENT Examiner: Lucas, Zachariah Art Unit: 1648	(703) 308-1202	(703) 872-9306

From: Barry S. Wilson

Date: September 10, 2004

Client/Matter No: 088802-2758

User ID No: 3067

MESSAGE:

Re:

U.S. Patent Application No. 10/628,957

Our Ref.:

SALK1650-6 (088802-2758)

Attached please find:

- Transmittal (1 pg);
- Response to a Restriction Requirement (2 pgs.);
- Authorization to charge Deposit Acct. No. 50-0872 any fees due.

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6700.

Operator:	Time Sent:	Return Original To: Germaine Sarda

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL IF THE READER OF THIS MESSAGE IS NOT THE INTENDED COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFED THIS MESSAGE HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

DLMR259108.1

Cover Page 1 of 1

FOLEY & LARDNER LLP

Atty. Dkt. No. SALK1650-6 (088802-2758)

CERTIFICATE OF FACSIMILE TRANSMISSION
I hereby certify that this paper is being facsimile transmitted to the
United States Patent and Trademark Office, Alexandria, Virginia

Germaine Sarda (Printed Name)

Sept<u>ember 10, 200</u>4

(Date of Deposit)

go a manufata putunanta tataha madaka tahu

on the date below.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Marc R. Montminy

Title:

METHODS FOR TREATING

DIABETES MELLITUS

Appl. No.:

10/628,957

Filing Date:

07/28/2003

Examiner:

Lucas, Zachariah

Art Unit:

1648

TRANSM<u>ITTAL</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Enclosed please find:

[X] Response to a Restriction Requirement (2 pages).

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

September 10, 2004 Date _

FOLEY & LARDNER LLP Customer Number: 30542

Telephone:

(858) 847-6722

Facsimile:

(858) 792-6773

Barry S. Wilson

Attorney for Applicant

Registration No. 39,431

This Page is Inserted by IFW Indexing and Scanning Operations and is not part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

IMAGES ARE BEST AVAILABLE COPY.

OTHER:

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.